THE HON'BLE SRI JUSTICE C.V. RAMULU

Friday, 13th October, 2006

W.P.No.21382 of 2006

Between:

Padala Srinivas … Petitioner

and

The District Collector (Civil Supplies)
Adilabad, Adilabad district
and others … Respondents

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.21382 of 2006

ORAL ORDER:

With the consent of both the parties, the Writ Petition is disposed of at the admission stage itself.

This Writ Petition is filed seeking a Mandamus to declare the action of respondents 1 to 3 in not appointing the petitioner as fair price shop dealer of Naldurthy village, Mamada Mandal, Adilabad district, though he is physically handicapped and fully eligible for being appointed as a fair price shop dealer and the appointment of the 4th respondent as fair price shop dealer vide Proceedings dated 18-9-2006 of the 2nd respondent as arbitrary and illegal.

It seems, the petitioner was originally appointed as a fair price shop dealer of Naldurthy village in the year 2000. However, during the Gram Panchayat elections, he ventured to contest for the Office of Sarpanch; therefore, he resigned on 12-7-2006. He contested the elections and lost the same. Thereafter, a fresh notification has been issued on 29-8-2006 inviting applications for filling up of the vacancy of fair price shop dealer of Naldurthy village. Petitioner also applied for the same, but the 2nd respondent has selected the 4th respondent in the interview conducted on 11-9-2006. Now, the only grievance of the petitioner is that he is 60% physically disabled and preference should have been given to him for being appointed as fair price shop dealer of Naldurthy village and as such, the appointment of the 4th respondent is

improper and illegal.

In the facts and circumstances of the case, without going into the merits, petitioner is directed to file an appeal against the impugned Order dated 18-9-2006 passed by the 2nd respondent appointing the 4th respondent as fair price shop dealer of Naldurthy village. On filing such appeal, the Joint Collector, Adilabad District, Adilabad shall dispose of the same within a period of four weeks thereafter.

With the above direction, the Writ Petition is disposed of. No costs.

13-10-2006

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